

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
AGRIPPA, LLC

Plaintiff,

- against -

BANK OF AMERICA, N.A.,

Defendant.  
-----X

Case No. 10-cv-09478-PAC  
ECF Case

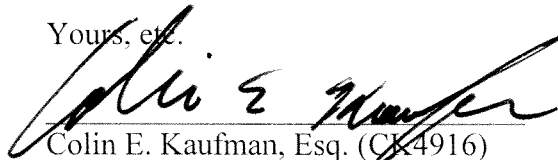
**NOTICE OF SETTLEMENT  
OF ORDER**

SIRS/MESDAMES:

PLEASE TAKE NOTICE that pursuant to the direction of the Court, a proposed Order, a true copy of which is annexed hereto, will be presented for signature to the Hon. Paul A. Crotty, United States District Judge, at the United States District Courthouse for the Southern District of New York, 500 Pearl Street, Courtroom 20C, New York, NY on the 21st day of January, 2011 at 9:30 o'clock in the forenoon or as soon thereafter as counsel can be heard.

Dated: New York, NY  
January 13, 2011

Yours, etc.



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Case No. 10-cv-09478-PAC  
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Plaintiff,

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**ORDER**

BANK OF AMERICA, N.A.,

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WHEREAS, a motion having been brought on before this Court on December 21, 2010, requesting an order preliminarily enjoining Defendant Bank of America, N.A. from auctioning certain collateral securing a promissory note, and the Court having considered the (New York State) Order to Show Cause in support thereof, with Exhibits annexed, dated December 20, 2010, submitted by Plaintiff and the Memorandum of Law in Opposition thereto of Defendant, with Exhibits annexed dated December 29, 2010, and both parties having appeared and been heard in argument before me on January 3, 2011, and due deliberation having been had thereon, and Court having made a Docket Entry Order dated January 11, 2011 directing settlement of an Order denying the Preliminary Injunction; it is now hereby

ORDERED, that the motion of Plaintiff Agrippa, LLC for an order preliminarily enjoining Defendant Bank of America, N.A. from auctioning certain collateral securing a promissory note is denied.

ENTER:

\_\_\_\_\_  
Hon. Paul. A. Crotty  
United States District Judge

Dated: \_\_\_\_\_, 2011

TO: (by ECF filing)

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